

In re. Application of: ONODA, Kenji  
Serial No.: 10/727,079  
Response to 07/20/2005 Final Office Action  
Atty. Docket No.: MIZ71

### REMARKS

By the *Final Office Action* of July 20, 2005, Claims 1 - 3 are pending in the Application and Claims 4 - 7 are withdrawn, with Claims 1 - 3 being rejected. By the present *Response and Amendment with RCE*, Applicants cancel Claims 1 - 7 and adds Claims 8 - 17.

Applicants file the present *Response and Amendment with RCE* in an effort to move the case to issuance. No new matter is believed introduced by the present *Response and Amendment with RCE*. It is respectfully submitted that the present Application is in condition for allowance for the following reasons.

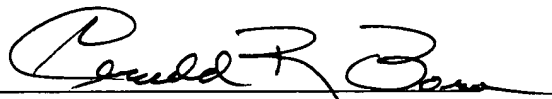
New Claims 8 - 17 are direct copies of Claims 20 - 28 and 37 currently pending in U.S. Patent Application No. 11/144, 270 to De Shiell et al. As discussed in the interview with Examiner Hunter on October 14, 2005, Application No. 11/144,270 claims priority to U.S. Patent Application No. 10/634,023 to De Shiell, which issued as U.S. Patent No. 6,969,326 (“‘326 Patent”). The ‘326 Patent contains claims similar to Applicants’ pending Claims 8 - 17. As discussed with the Examiner, the file wrapper of the ‘326 Patent illustrates that pending Claims 8 - 17 are allowable. Applicants request that the USPTO be consistent and find Applicants’ Claims 8 - 17 allowable. This topic was discussed with Examiner Hunter during the interview with Applicants’ attorney on October 14, 2005.

Applicants note that the PTO/SB/01 *Declaration* Form filed along with Applicants’ *Response* of December 8, 2004, contains an inadvertent typographical error in the citation of the Application Number for the priority document. The *Declaration* cites Application No. “2002-349943” instead of the correct Japanese Patent Application No. “2002-349443”. Applicants submit that the claim made in the first paragraph of the originally filed *Specification*, claiming priority to Japanese Patent Application No. 2002-349443, is true and correct.

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Other than the RCE fee and two month extension of time, no other fees are believed due; however, the Commissioner is hereby authorized to charge any other fees that may be required, or credit any overpayment, to Deposit Account No. 20-1507. If the Examiner believes there are other issues that can be resolved by a telephone interview, or there are any informalities that remain in the application which may be corrected by an Examiner's amendment, a telephone call to the undersigned attorney at (404) 885-3622 is respectfully solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gerald R. Boss", written over a horizontal line.

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